

**CHAPTER NO. 399**

**HOUSE BILL NO. 1520**

**By Representatives Kernell, Henri Brooks, Cooper**

**Substituted for: Senate Bill No. 1480**

**By Senator Harper**

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29 and Title 16, Chapter 21, relative to the judicial council.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-29-224(a), is amended by deleting item (28) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-226, is amended by adding a new item thereto, as follows:

( ) Judicial council, created by § 16-21-101;

SECTION 3. Tennessee Code Annotated, Section 16-21-101, is amended by adding the following language at the end of the section:

The appointing authorities shall give due consideration in the appointments to the need for geographic, racial, gender and ethnic diversity on the council.

SECTION 4. Tennessee Code Annotated, Section 16-21-102, is amended by adding the following language before the first word of the second sentence of the section:

The term of the attorney general and reporter, the term of the administrative director of the courts,

AND FURTHER AMEND by deleting the words "as speakers or judiciary committee chairs" at the end of the second sentence of the section and by adding the punctuation "." after the word "office" in that section.

AND FURTHER AMEND by adding the following language at the end of the section:  
No member whose term is set at four (4) years shall serve more than two (2) full consecutive terms. Such member shall, however, be eligible for reappointment after an absence from the judicial council of at least one (1) year.

SECTION 5. Tennessee Code Annotated, Section 16-21-107(a), is amended by deleting subdivision 5(E) in its entirety and by substituting instead the following:

(E) The judicial council may review and comment on any proposed legislation not required to be filed with the council pursuant to subdivision (a)(5)(A), if such proposed legislation is referred to the council by the chair of any standing committee of either house or by either prime sponsor thereof. The chair making such referral shall

immediately notify the prime sponsors of such referral and the council shall not review and comment on proposed legislation until the prime sponsors have been notified. The comments of the council shall not include recommendations for or against passage of the proposed legislation but shall describe the potential effects of the proposed legislation on the judicial system and its operation and any other information or suggestions which the council may think helpful to the sponsors, the standing committees or the general assembly. The standing committees and the general assembly are not required to delay action on such proposed legislation pending review and comment by the council.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 28, 2003**

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

**APPROVED this 23<sup>rd</sup> day of June 2003**

  
PHIL BREDESEN, GOVERNOR